

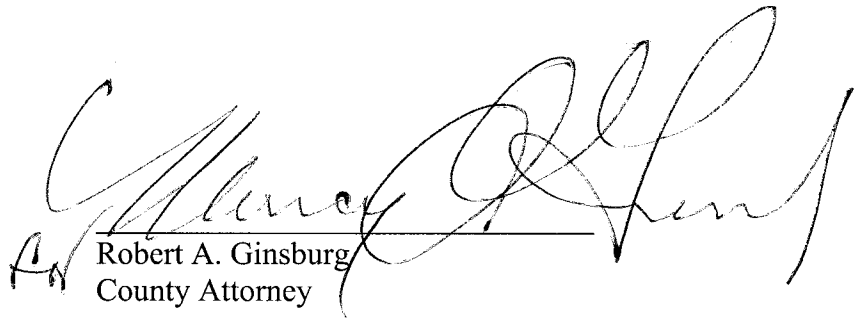
MEMORANDUM

Not On
Agenda Item No. 10(A)(12)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners **DATE:** January 20, 2004

FROM: Robert A. Ginsburg
County Attorney **SUBJECT:** Resolution creating and establishing the Falls Area Financial Responsibility Advisory Committee

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Katy Sorenson.


Robert A. Ginsburg
County Attorney

RAG/bw

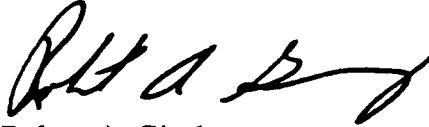


MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: January 20, 2004

FROM: 
Robert A. Ginsburg
County Attorney

Not On

SUBJECT: Agenda Item No. 10(A)(12)

 Please note any items checked.

☒ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised

☐ 6 weeks required between first reading and public hearing

☐ 4 weeks notification to municipal officials required prior to public hearing

☐ Decreases revenues or increases expenditures without balancing budget

☐ Budget required

☐ Statement of fiscal impact required

☐ Bid waiver requiring County Manager's written recommendation

☐ Ordinance creating a new board requires detailed County Manager's report for public hearing

☐ Housekeeping item (no policy decision required)

☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Not On
Agenda Item No. 10(A)(12)
1-20-04

RESOLUTION NO. _____

RESOLUTION CREATING AND ESTABLISHING THE FALLS
AREA FINANCIAL RESPONSIBILITY ADVISORY
COMMITTEE; AND DIRECTING THE MANAGER TO
NEGOTIATE A CONCEPTUAL AGREEMENT WITH THE
COMMITTEE TO MITIGATE THE IMPACT OF THE
PROPOSED INCORPORATION OF THE VILLAGE OF THE
FALLS ON THE UNINCORPORATED MUNICIPAL
SERVICES AREA AND OTHER FINANCIAL CONCERNS
WHICH WOULD RESULT FROM THE PROPOSED
INCORPORATION

WHEREAS, Section 5.05 of the Home Rule Charter establishes the framework by which
new municipalities may be created in Miami-Dade County; and

WHEREAS, a petition has been filed by the Steering Committee for the Village of the
Falls ("Petitioners") with the Clerk of the Board of County Commissioners, pursuant to Section
20-20 of the Code of Miami-Dade County regarding petitions for incorporation initiated by an
individual or group; and

WHEREAS, the Boundaries Commission, after conducting a meeting on January 7, 2004
and hearing from the public, recommended incorporation of the proposed Village of the Falls, as
set forth in the attached resolution; and

WHEREAS, the Planning Advisory Board is scheduled to consider the proposed
incorporation on February 2, 2004, and the Petitioners are desirous of having the proposed
incorporation heard by the Board of County Commissioners in March, 2004; and

WHEREAS, establishing a committee to negotiate the conceptual financial terms of the
proposed incorporation would assist the Commission in conducting a public hearing and making
a decision regarding the proposed incorporation; and

WHEREAS, formulating a committee would assist in educating representatives of the affected community as to the proposed financial issues surrounding the creation of the proposed Village of the Falls and establishing a community consensus regarding the financial terms relating to the proposed incorporation,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. The Falls Area Financial Responsibility Committee (the "Committee") is hereby created consisting of the following members who are residents of the proposed Village of the Falls:

1. Tom Griffith
2. Andy Nierenberg
3. Andy Weston
4. Tom Hutton
5. Henry Marinello
6. Chris Bednar
7. Adib Eden

Section 2. The Committee may conduct public hearings in which residents of the area shall have the opportunity to express their views and concerns regarding mitigation and any financial issues related to the proposed incorporation.

Section 3. The Committee shall meet with the County Manager or his designee to review financial issues regarding the proposed Village of the Falls, including any mitigation to be paid to the County by the proposed municipality.

Section 4. Following discussions and negotiations with County staff, the Committee shall submit to the Commission a recommended conceptual agreement acceptable to the County Manager and the Committee prior to the Commission's consideration of the proposed incorporation.

Section 5. The Committee's responsibilities shall terminate upon submission of its report and recommended conceptual agreement to the Board of County Commissioners.

The foregoing resolution was sponsored by Commissioner Katy Sorenson and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	
Katy Sorenson, Vice-Chairperson	
Bruno A. Barreiro	Jose "Pepe" Diaz
Betty T. Ferguson	Sally A. Heyman
Joe A. Martinez	Jimmy L. Morales
Dennis C. Moss	Dorrian D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2004. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Cynthia Johnson-Stacks

